

NO. PD-1348-17

IN THE COURT OF CRIMINAL APPEALS OF TEXAS
FILED
COURT OF CRIMINAL APPEALS
4/18/2018
DEANA WILLIAMSON, CLERK

LAURO EDUARDO RUIZ,	§	COURT OF CRIMINAL
<i>Petitioner,</i>	§	APPEALS
v.		
STATE OF TEXAS,	§	AUSTIN, TEXAS
<i>Respondent.</i>	§	PD-1348-17

MOTION FOR EXTENSION OF TIME TO FILE BRIEF

**ON APPEAL FROM THE COURT OF APPEALS
IN THE FOURTH JUDICIAL DISTRICT
SAN ANTONIO, TEXAS
CAUSE NUMBER 04-16-00226-CR**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, the Appellant LAURO EDUARDO RUIZ, by and through his undersigned attorney, and respectfully requests that this Honorable Court allow him an extension of time for a period of sixty (60) days in which to file the Appellee's brief. The Appellee makes this request under Rule 10.5(b) of the Texas

Rules of Appellate Procedure, and shows the following in support of said motion:

I.

Appellant's brief is due on April 27, 2018. This is Appellant's first motion for an extension of time in which to file his brief.

II.

Counsel is rereading the Record and the briefs from the Fourth Court of Appeals, along with the Opinion of said court. In doing so, counsel needs more time to conduct legal research regarding the Fourth Court's Opinion, and to properly prepare their brief. Counsel has various Jury Trials and Suppression Hearings scheduled throughout the months of April and May in several District and County Courts in Bexar and Kleburg Counties, thereby necessitating extra time in which to file his brief. As evidence of this, Counsel points to the following causes:

1. April 4, 2018: Jury Trial in Bexar County District Court for Dillon Mette, Cause Number 2016-CR-5850;
2. April 9, 2018: Jury Trial in Bexar County District Court for Alexander Camacho, Cause Number 2017-CR-9928;
3. April 9, 2018: Motion to Suppress in Bexar County Court for Mathew Valenzuela, Cause Number 559397;

4. April 12, 2018: Jury Trial in Bexar County District Court for Michael Rocha, Cause Number 2017-CR-4574;
5. April 17, 2018: Jury Trial in Bexar County Court for Tony Palmeri, Cause Number 547206;
6. April 19, 2018: Jury Trial in Bexar County District Court for Anthony Neumann, Cause Number 2017-CR-11289;
7. April 23, 2018: Motion to Suppress in Bexar County District Court for Alexander Camacho, Cause Number 2017-CR-9928;
8. April 24, 2018: Motion to Revoke Probation in Bexar County Court for Robert Whitten, Cause Number 542023;
9. April 30, 2018: Jury Trial in Kleberg County Court for John Ramirez, Cause Numbers 47658-1 and 47658-2;
10. April 30, 2018: Jury Trial in Bexar County Court for Jonathan Huebner, Cause Number 514414;
11. April 30, 2018: Jury Trial in Bexar County Court for George Valle, Cause Number 549689;
12. May 01, 2018: Jury Trial in Bexar County Court for Megan Boyd, Cause Number 550109;
13. May 01, 2018: Jury Trial in Bexar County Court for Iliana Granado, Cause Number 544984;

- 14.May 01, 2018: Jury Trial in Bexar County Court for Jared Rogers, Cause Number 554565;
- 15.May 01, 2018: Jury Trial in Bexar County Court for Jamie Spratley, Cause Number 559246;
- 16.May 01, 2018: Jury Trial in Bexar County Court for Jose Rodriguez, Cause Number 503928;
- 17.May 04, 2018: Jury Trial in Bexar County District Court for Emilio Hernandez, Cause Number 2018-CR-0723;
- 18.May 07, 2018: Jury Trial in Bexar County Court for Johnathan Bravo, Cause Number 560005;
- 19.May 07, 2018: Jury Trial in Bexar County Court for Brenda Matthews, Cause Numbers 550141 and 550146;
- 20.May 07, 2018: Jury Trial in Bexar County Court for Arturo Shandore, Cause Number 535873;
- 21.May 07, 2018: Jury Trial in Bexar County Court for Jordana Carter, Cause Number 536476;
- 22.May 07, 2018: Jury Trial in Bexar County Court for Britt Rusche, Cause Number 532183;
- 23.May 08, 2018: Jury Trial in Bexar County Court for Thomas Rojas, Cause Number 549097;

24.May 09, 2018: Jury Trial in Bexar County District Court for James Green,
Cause Number 2017-CR-11694;

25.May 11, 2018: Jury Trial in Bexar County District Court for Alan Roel, Cause
Number 2018-CR-0431, 2018-CR-0432, 2018-CR-0433

III.

WHEREFORE, PREMISES CONSIDERED, the Appellant respectfully
requests that this Court grant an extension of sixty days for the Appellee to file
his Brief in this cause, moving the due date from April 28, 2018 to June 28, 2018.

Respectfully submitted,

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ATTORNEYS FOR APPELLANT

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the following Brief for Appellant was delivered to the Bexar County District Attorney's via E-file on this ____ day of April, 2018.

/S/ ADRIAN FLORES

NO. PD-1348-17

STATE OF TEXAS

VS.

LAURO EDUARDO RUIZ

IN THE COURT OF CRIMINAL APPEALS

AUSTIN, TEXAS

ORDER

On this day came to be heard the Appellant's Motion for Extension of Time to File Brief. It is the opinion of this Court that the Motion should be:

GRANTED/DENIED.

So ordered on this the _____ day of _____, 2018.

PRESIDING JUDGE